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JUN 24 2003

TECH CENTER PATENT
Docket No. 02938354

5/1/03
J. Fan
125/103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:)
Jeffrey Owen Phillips)
Serial No.: 10/054,350) Examiner: J. Fan
Filed: January 19, 2002) Group Art Unit: 1625
For: Novel Substituted)
Benzimidazole Dosage Forms)
and Composition of Using)
Same)

PRELIMINARY AMENDMENT

Commissioner for Patents
Mail Stop: Fee Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully submits the following Preliminary Amendment in the above-captioned case.

IN THE CLAIMS

I. Cancellation of Claims

Please cancel claims 7, 15, 16, 24, 33, 37-74, 84, 89, 90, 98, 107, 119, 127, 128, 136, and 145 without prejudice or disclaimer.

II. Substitution of Claims

Please substitute pending claims 1-6, 8-14, 20, 23, 27-28, 31, 32, 34, 35, 75-80, 82, 83, 85-88, 94, 97, 101, 102, 105, 106, 108, 110, 111, 113-118, 120-126, 132, 135, 139, 140, 143, 144, 146, 148 and 149, with corresponding amended claims as shown below. The claims that are

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01 FC:1202
02 FC:1201

2844.00 OP
924.00 OP